

Docket No. 1974.005

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

AVILAMYCIN DERIVATE

the specification of which:

☒ is attached hereto
 was filed as United States Patent Application Serial Number
 was filed as PCT International Application Number
 and was amended on

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Application Number	Country	Day/Month/Year Filed	Priority Claimed
10109166.4	DE	25 February 2001	Yes
PCT/EP01/09815	WO	24 August 2001	Yes

10034446 "020202"

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

Application Number	Filing Date
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I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C.F.R. , Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

Application Number	Filing Date	Status
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

10064346.022502

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Candice J. Clement	39,946
Kathy Smith Dias	41,707
Philip E. Hansen	32,700
Jeff Rothenberg	26,429

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Full name of sole or first inventor

Gabriele WEITNAUER

Sole or first inventor's signature

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Date of Signature

01/23/02

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Second inventor's signature

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Date of Signature

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Full name of third inventor

Axel TREFZER

Third inventor's signature

Date of Signature

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10084346-022502

Full name of fourth inventor Andreas BECHTHOLD	
Fourth inventor's signature <i>A. Bechthold</i>	Date of Signature <i>01/23/02</i>
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Full name of fifth inventor	
Fifth inventor's signature	Date of Signature
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Full name of sixth inventor	
Sixth inventor's signature	Date of Signature
Residence	
Citizenship	
Post Office Address	
Full name of seventh inventor	
Seventh inventor's signature	Date of Signature
Residence	
Citizenship	
Post Office Address	

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Gabriele WEITNAUER

Sole or first inventor's signature

Date of Signature

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Full name of second inventor

Agnes MÜHLENWEG

Second inventor's signature

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1004434002 022502

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Citizenship	
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Full name of seventh inventor	
Seventh inventor's signature	Date of Signature
Residence	
Citizenship	
Post Office Address	

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